

FILED/ACCEPTED

OCT 15 2012

Federal Communications Commission  
Office of the Secretary

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
)  
Amendment of Section 73.202(b) ) MB Docket No. 12-92  
Table of Allotments ) RM-11650; 11679  
FM Broadcast Stations )  
(Centerville and Midway, Texas) )

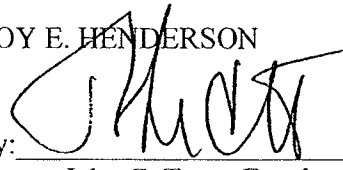
To: Marlene Dortch, Secretary  
Federal Communications Commission  
Attn: Audio Division, Media Bureau

**AMENDMENT TO COUNTERPROPOSAL**

Roy E. Henderson ("Henderson"), an pursuant to Commission request in Public Notice Report No. 2963 (released September 28, 2012)<sup>1</sup>("Public Notice") we herby submit the this instant "Amendment" to the Henderson Counterproposal. Attached hereto as Exhibit 1 is the Amendment data prepared by Henderson's consulting engineer, Clifton G. Moor of the firm of Bromo Communications, Inc. Mr. Moor's data represents the Henderson's full response to the aforementioned Public Notice request.

Respectfully submitted,

ROY E. HENDERSON

By:   
John C. Trent, Esquire  
His Counsel

October 15, 2012

*Putbrese Hunsaker & Trent, P.C.*  
200 S. Church Street  
Woodstock VA 22664

<sup>1</sup> Please note that this Public Notice inadvertently lists the mailing address for John C. Trent, Esq., as "Woodbridge", VA. The correct town mailing address is "Woodstock", VA.

No. of Copies rec'd  
List ABCDE

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Exhibit 1

Amendment

## Amendment To Counterproposal to MB Doc 12-92

Roy Henderson

October 2012

This Amendment To Counterproposal to MB Doc 12-92 is being filed at the request of the Commission's staff to resolve a conflict on Channel 232A at Lovelady, TX. While this Counterproposal was being prepared, KAGZ (FM) filed Application BPH-20120521BEQ which is in conflict with the Henderson Counterproposal. This amendment removes that conflict and does not introduce any new cities to the proceeding. The amendment does establish a new allocation reference for the Lovelady, TX Allocation on Channel 288A.

The Lovelady portion of the Henderson Counterproposal was prepared on May 8, 2012 using data updated May 7, 2012. The data was rechecked after that original search date but prior to the KAGZ filing on May 21, 2012. This is why Henderson was unaware of the KAGZ filing. Portions of the Henderson Counterproposal were prepared after May 21 but those portions were at different cities of license. This complex counterproposal took weeks to prepare and file. The undersigned, technical consultant to Roy Henderson, swears that he was unaware of the KAGZ (FM) upgrade application.

MB Doc 12-90 proposes that Channel 267 A be allocated to Midway, TX. In order to accomplish this, Channel 267A at Centerville, TX must be changed to Channel 232A.

Now, Roy Henderson counters with Channel 267A remaining at Centerville and Midway not getting a new station. He proposes Channel 233A (which is mutually exclusive with the proposed 232A at Centerville) being allocated at Oakwood, TX as its first service. The uniform terrain maximum Class A will cover 2514 SQ KM and 50, 338 persons within its 60 dBu from the allocation reference of:

OAKWOOD, TX

31 39 42.4 N

95 52 53.2 W

Next, Channel 287C3 is requested to be allocated to Todd Mission, TX and KTWL ordered to the new city of license. This will be the first service at Todd Mission. In order to accomplish this allocation, the allocation coordinates for vacant Channel 288A at Lovelady, TX are to be changed. The uniform terrain maximum Class C3 will cover 4798 SQ KM and 180,195 persons within the 60 dBu from the allocation reference of:

TODD MISSION, TX

30 22 50 N

95 56 35 W

LOVELADY, TX

31 07 26 N

95 29 54 W

KTWL is presently allocated to Hempstead, TX. When KTWL is ordered to Todd Mission, Henderson wishes to reallocate KLTR from Brenham, TX to Hempstead in order to replace the only station at Hempstead. After KLTR leaves Brenham, that city will be left with other AM and FM services (KTTX (FM), KUBJ (FM) and KWHI (AM)).

The uniform terrain maximum Class C2 will cover 8557 SQ KM and 318,766 persons within its 60 dBu from the allocation reference of:

HEMPSTEAD, TX

30 16 34 North Latitude

96 18 49 West Longitude

### SYNOPSIS OF COUNTERPROPOSAL

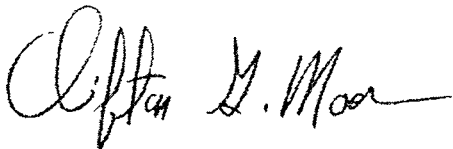
<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Oakwood	None	233A
Todd Mission	None	287C3
Hempstead	287C3	231C2
Lovelady	288A	288A
Brenham	231C2, 209C2 291C2	209C2, 291C2
Midway	267A	None
Centerville	232A, 290C3	267A,290C3

## AFFIDAVIT

I, Clifton G. Moor, under penalty of perjury state that I am an officer and founding member of Bromo Communications, Inc. Bromo Communications has represented clients to the Federal Communications Commission since 1980. I have been active in the broadcast business since 1965 and an owner of broadcast properties since 1973.

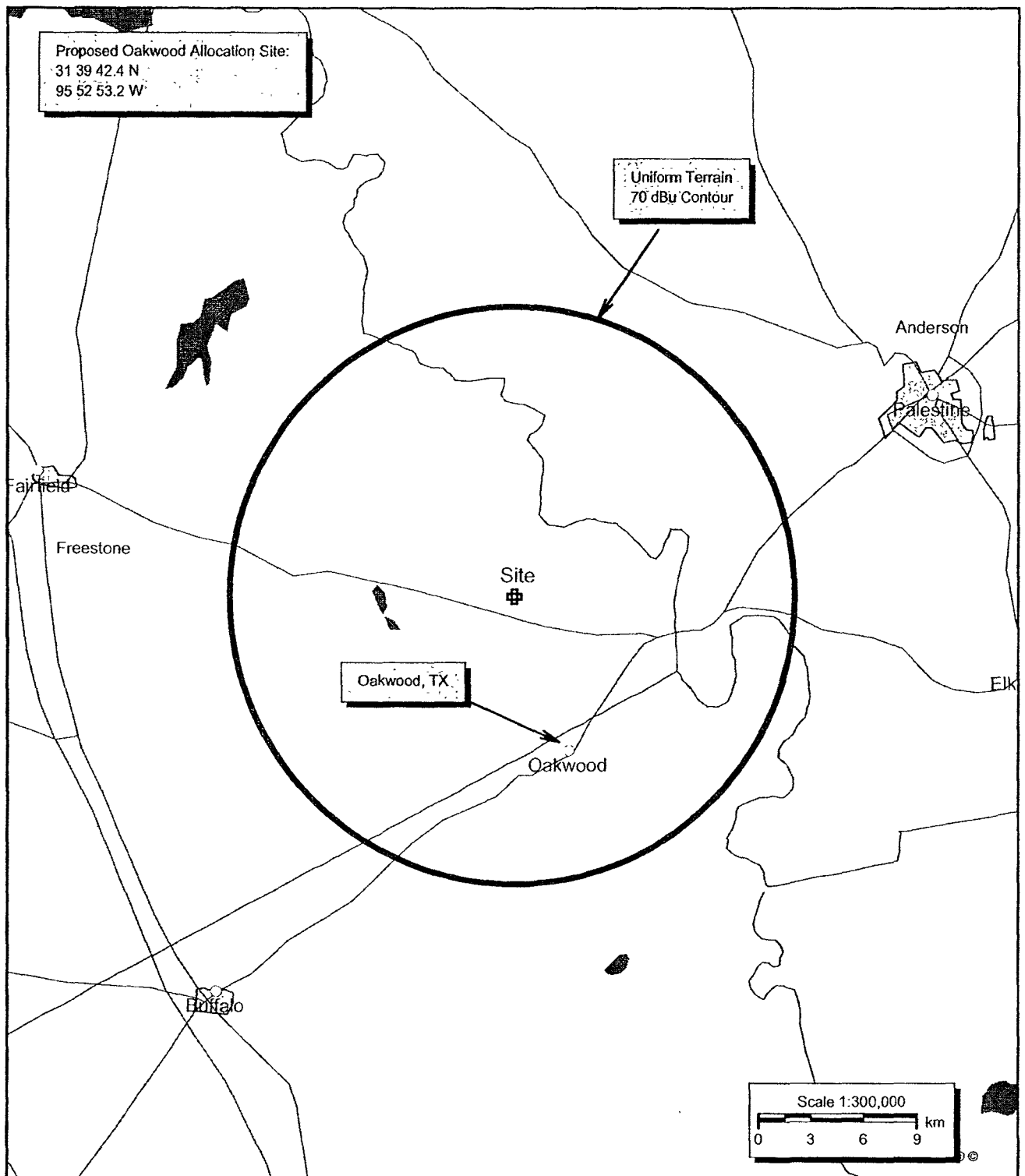
I attended Georgia State College. My numerous FCC filings over decades are a matter of public record. I hold General Radiotelephone Operator License PG-6-2958.

I prepared the Roy Henderson Counterproposal to MB Doc 12-92. All work was prepared by me or under my direction and is true and correct to the best of my knowledge and belief.

A handwritten signature in black ink, appearing to read "Clifton G. Moor". The signature is fluid and cursive, with the first name "Clifton" being more prominent and the last name "Moor" following in a similar style.

Clifton G. Moor, Bromo Communications, Inc.  
Technical Consultant to Roy Henderson

October 12, 2012



**Counterproposal to MB Doc 12-92**  
**Oakwood, TX 70 dBu Coverage**

**Bromo Communications, inc.**

May 2012

Oakwood, TX  
Channel 233

REFERENCE

31 39 42.4 N.

95 52 53.2 W.

CLASS = A Int = A

Current Spacings to 3rd Adj.

DISPLAY DATES

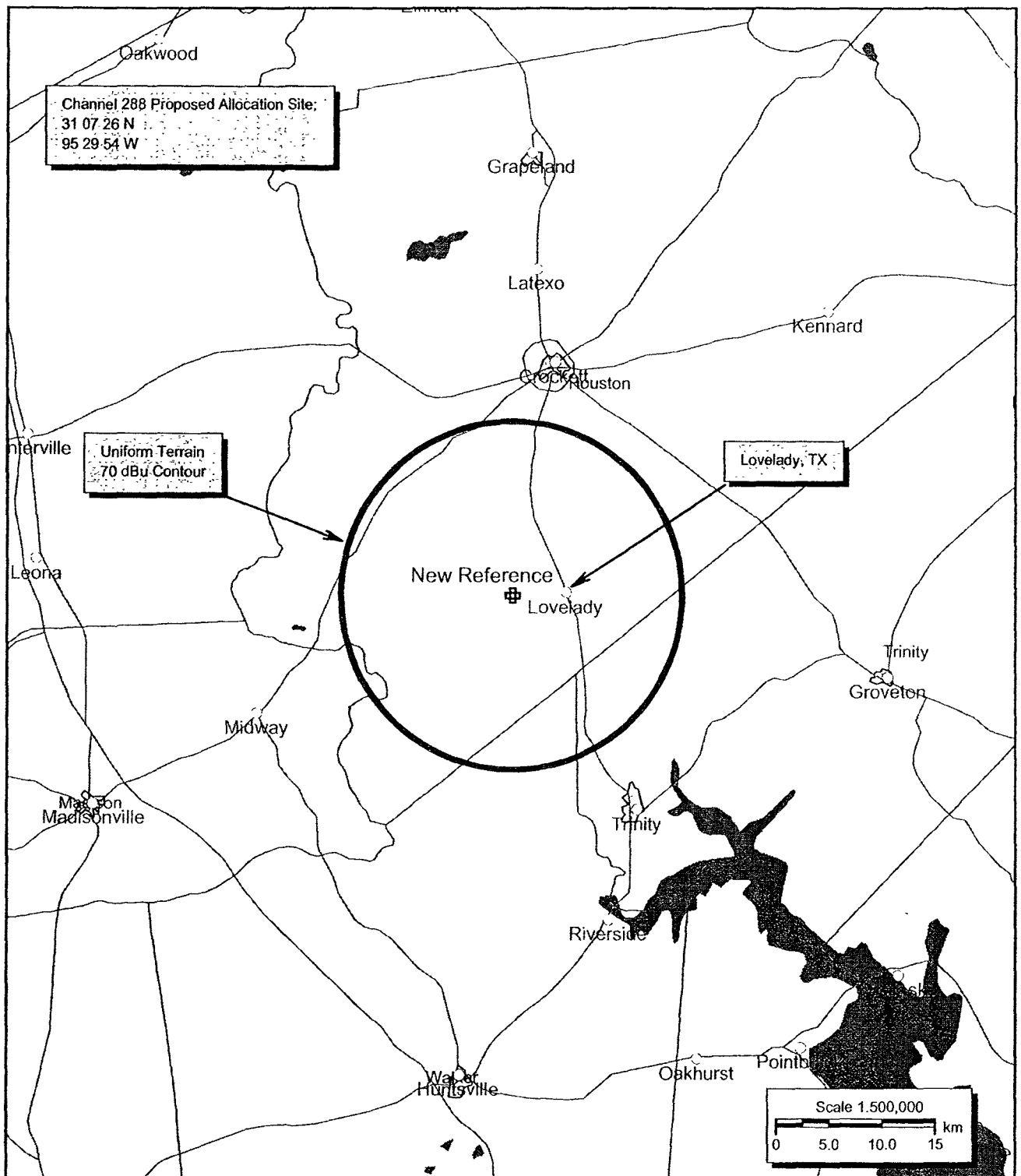
DATA 05-07-12

SEARCH 05-08-12

----- Channel 233 - 94.5 MHz -----

Call	Channel	Location		Azi	Dist	FCC	Margin
K233BE	LIC 233D	Athens	TX	3.9	54.93	84.5	-29.6
R14565_%	ADD 232A	Centerville	TX	204.5	41.96	71.5	-29.5
KSOC	LIC-N 233C	Gainesville	TX	337.1	226.12	225.5	0.6
KSOC	CP -N 233C	Gainesville	TX	337.1	226.12	225.5	0.6
KRUF	LIC 233C0	Shreveport	LA	58.0	215.13	214.5	0.6
KZXM	LIC-Z 232A	Bullard	TX	43.9	74.48	71.5	3.0
KTbz-FM	LIC 233C	Houston	TX	171.2	233.94	225.5	8.4
KBCT	LIC 233A	Waco	TX	262.4	123.24	114.5	8.7
KVLL-FM	LIC-N 234C2	Wells	TX	120.7	118.78	105.5	13.3
AL8210	VAC 236A	Jacksonville	TX	63.9	61.70	30.5	31.2
637512	APP 230D	Jacksonville	TX	59.3	66.79	25.5	41.3
650224	APP 230D	Jacksonville	TX	63.6	68.36	25.5	42.9
650276	APP-D 230D	Coffee City	TX	36.3	71.65	25.5	46.2
650290	APP 230D	Rusk	TX	77.4	74.26	25.5	48.8

-----  
All margins are shown with rounding included  
% = Station Fails minimum 73.215 spacings



**Amendment to Counterproposal to Doc 12-92**  
**Lovelady, TX 70 dBu Coverage**

**Bromo Communications, Inc.**

October 2012

**Lovelady, Texas  
Roy Henderson**

REFERENCE  
31 07 26.0 N.  
95 29 54.0 W.

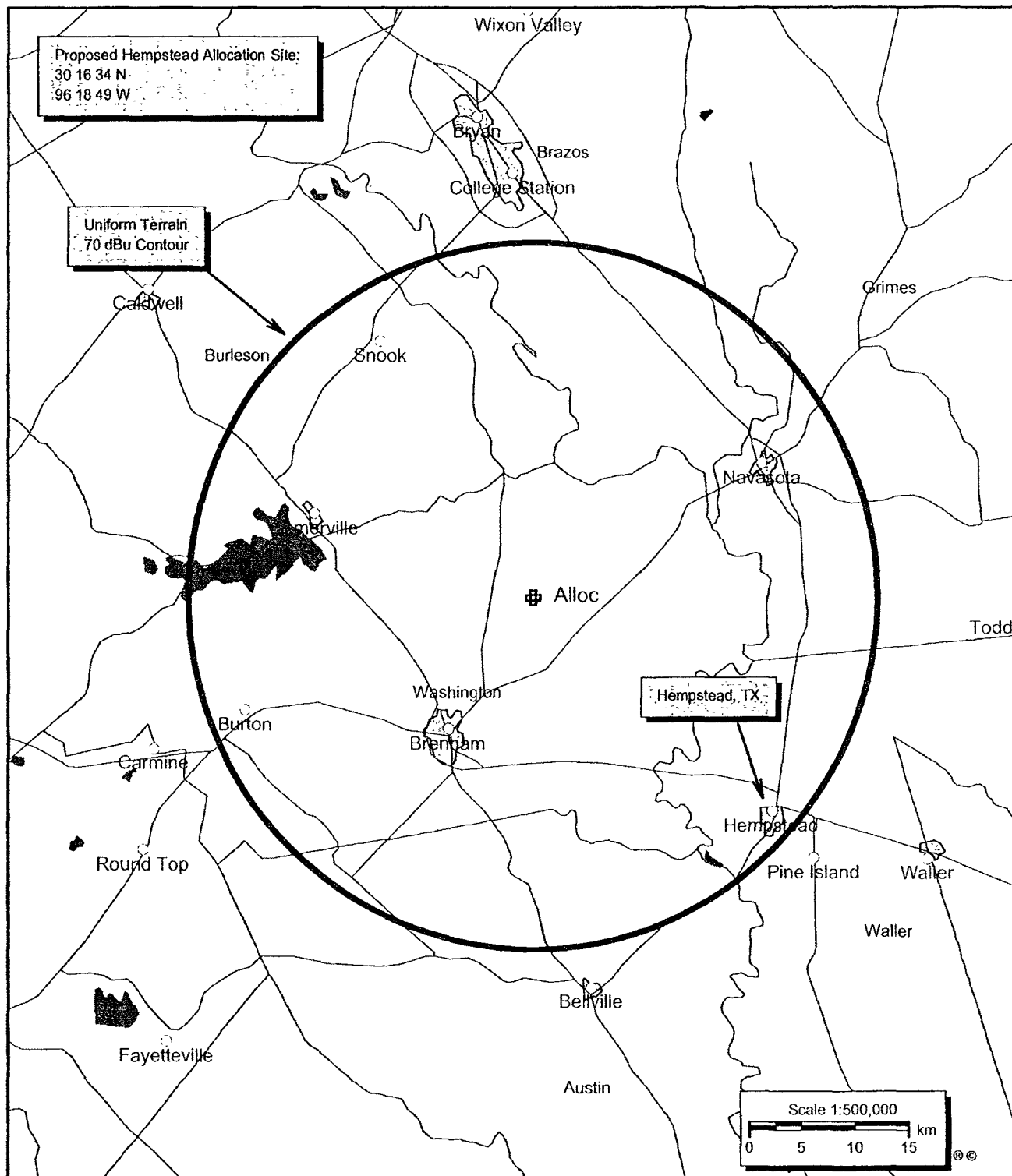
CLASS = A  
Current Spacings to 3rd Adj.  
----- Channel 288 - 105.5 MHz -----

DISPLAY DATES  
DATA 10-12-12  
SEARCH 10-12-12

Call		Channel	Location		Azi	Dist	FCC	Margin
R15030%	DEL	288A	Lovelady	TX	208.5	8.84	114.5	-105.7
AL1510	VAC	288A	Lovelady	TX	208.5	8.84	114.5	-105.7
KYKS	LIC	286C0	Lufkin	TX	71.2	85.63	85.5	0.13
KUZN	LIC	290C3	Centerville	TX	295.1	41.68	41.5	0.18
KTWL	RSV-A	287C3	Todd Mission	TX	207.3	92.75	88.5	4.3
R15030	ADD	287C3	Todd Mission	TX	207.3	92.75	88.5	4.3
KTWL	APP-N	287C3	Todd Mission	TX	205.3	96.33	88.5	7.8
KHCB-FM	LIC	289C	Houston	TX	180.0	172.44	164.5	7.9
R15030	DEL	287C3	Hempstead	TX	209.2	103.96	88.5	15.5
KTWL	LIC	287C3	Hempstead	TX	209.2	103.96	88.5	15.5
KYKX	LIC-N	289C0	Longview	TX	21.2	175.17	151.5	23.7
KORG-LP	LIC	287L1	Cleveland	TX	154.9	93.68	55.5	38.2
KUSJ	LIC	288C2	Harker Heights	TX	266.2	204.12	165.5	38.6
KRLD-FM	LIC	287C	Dallas	TX	319.9	213.14	164.5	48.6

RSV-R = reserved - needs protection, RSV-A = allocation.  
All separation margins include rounding

**Bromo Communications, Inc.**



**Counterproposal to MB Doc 12-92  
Hempstead TX 70 dBu Coverage**

**Bromo Communications, Inc.**

May 2012

Hempstead TX  
Channel 231C2

REFERENCE

30 16 34.0 N.

96 18 49.0 W.

CLASS = C2

Current Spacings to 3rd Adj.

Channel 231 - 94.1 MHz

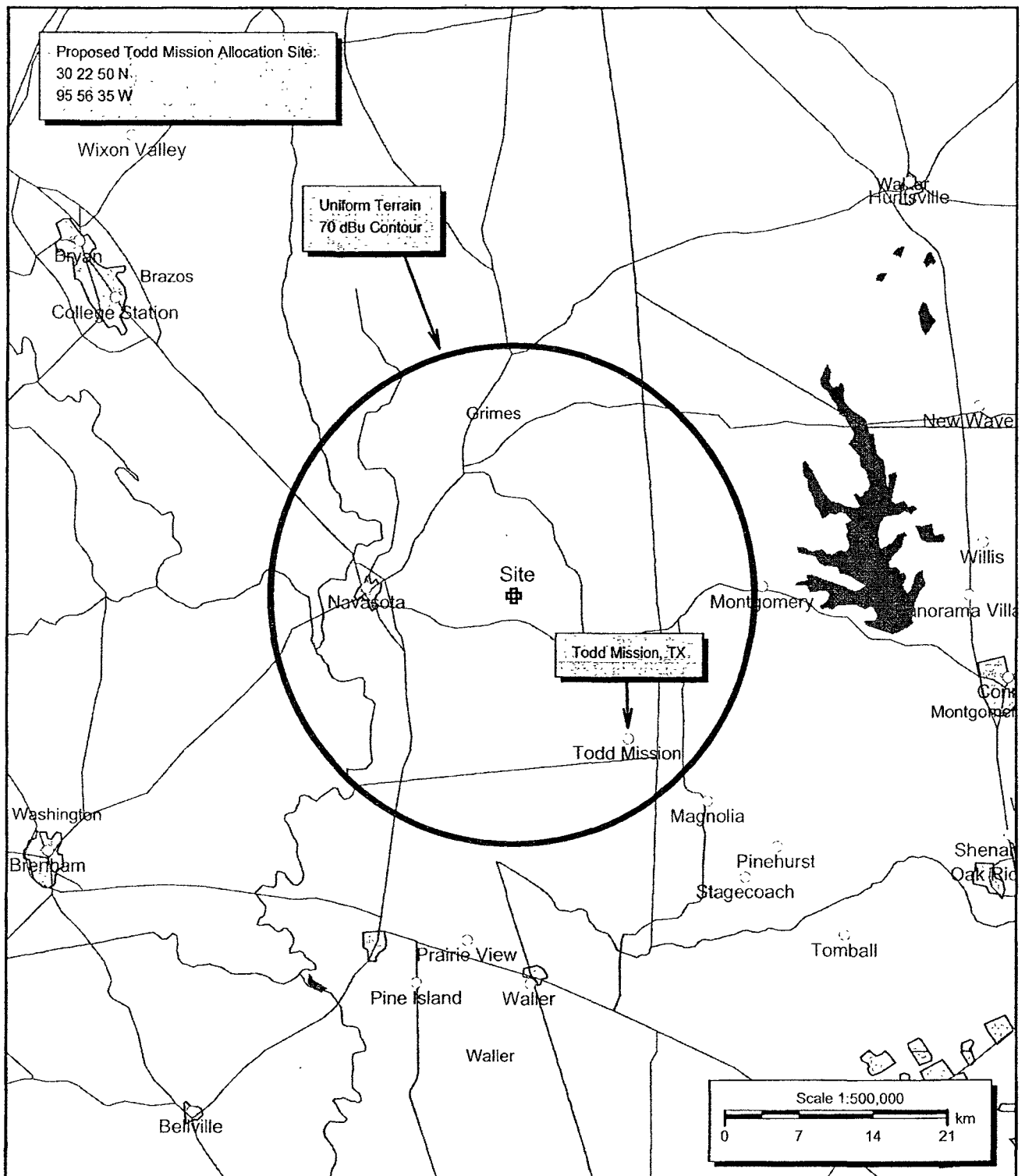
DISPLAY DATES

DATA 05-25-12

SEARCH 05-28-12

Call		Channel	Location		Azi	Dist	FCC	Margin
KLTR%	APP-N	231C2	Brenham	TX	151.1	5.29	189.5	-184.2
KLTR%	CP	231C2	Brenham	TX	349.9	13.04	189.5	-176.5
KLTR%	RSV-A	231C2	Brenham	TX	349.9	13.04	189.5	-176.5
KLTR%	LIC	231C3	Brenham	TX	213.6	17.87	176.5	-158.6
KQXY-FM%	CP -N	231C1	Beaumont	TX	87.6	208.52	223.5	-15.0
KJAZ	LIC	231C3	Point Comfort	TX	184.4	176.50	176.5	0.0
KQXY-FM	LIC	231C1	Beaumont	TX	94.0	223.50	223.5	0.0
KTBZ-FM	LIC	233C	Houston	TX	134.9	109.73	104.5	5.2
KKRW	LIC-D	229C	Houston	TX	134.4	111.01	104.5	6.5
R10633	ADD	232A	Flatonia	TX	230.0	113.44	105.5	7.9
1460670	APP	232C3	Moulton	TX	232.2	125.12	116.5	8.6
R14709	ADD	232C3	Moulton	TX	232.2	125.13	116.5	8.6
1464064	RSV-A	232C3	Moulton	TX	232.2	125.13	116.5	8.6
R14565	ADD	232A	Centerville	TX	11.5	117.87	105.5	12.4
KLNO	LIC	231C	Fort Worth	TX	346.6	263.95	248.5	15.5
R56253	ADD	232A	Shiner	TX	223.3	128.22	105.5	22.7
KAGZ	APP-Z	230C2	Burke	TX	50.1	153.22	129.5	23.7
KKYS	LIC	284C2	Bryan	TX	353.5	49.13	19.5	29.6
R14709	DEL	229C	Austin	TX	271.9	142.32	104.5	37.8
KLBJ-FM	LIC	229C	Austin	TX	271.9	142.32	104.5	37.8
KAGZ	RSV-A	230C2	Burke	TX	48.8	177.55	129.5	48.1

The KQXY-FM CP for Beaumont, TX has expired and gets no protection.



**Counterproposal to MB Doc 12-92**  
**Todd Mission, TX 70 dBu Coverage**

**Bromo Communications, inc.**

May 2012

Todd Mission, Texas  
Roy Henderson - Amendment to Counterproposal

REFERENCE  
30 22 50.0 N.  
95 56 35.0 W.

CLASS = C3  
Current Spacings to 3rd Adj.  
Channel 287 - 105.3 MHz

DISPLAY DATES  
DATA 10-12-12  
SEARCH 10-13-12

Call	Channel	Location	Azi	Dist	FCC	Margin
KTWL%	RSV-A 287C3	Todd Mission	TX 0.0	0.00	152.5	-152.5
R15030%	ADD 287C3	Todd Mission	TX 0.0	0.00	152.5	-152.5
KTWL%	APP-N 287C3	Todd Mission	TX 163.7	4.84	152.5	-147.7
KTWL%	LIC 287C3	Hempstead	TX 224.2	11.66	152.5	-140.8
R15030%	DEL 287C3	Hempstead	TX 224.2	11.66	152.5	-140.8
R15030	DEL 288A	Lovelady	TX 27.0	83.91	88.5	-4.6
KPTY	LIC 287C2	Winnie	TX 110.1	176.51	176.5	0.01
KKYS	LIC 284C2	Bryan	TX 312.4	55.51	55.5	0.01
KYKS	LIC 286C0	Lufkin	TX 48.1	165.51	162.5	3.0
KHCB-FM	LIC 289C	Houston	TX 154.6	99.70	95.5	4.2
AL1510*	VAC 288A	Lovelady	TX 27.1	92.75	88.5	4.3
KORG-LP	LIC 287L1	Cleveland	TX 91.5	82.67	77.5	5.2
KMIL	LIC-N 286C3	Cameron	TX 297.3	116.88	98.5	18.4
KRLD-FM	LIC 287C	Dallas	TX 338.7	262.82	236.5	26.3
KSMG	LIC 287C0	Seguin	TX 241.8	255.67	225.5	30.2
KAMA-FM	APP-N 285C2	Deer Park	TX 139.8	90.39	55.5	34.9
KAMA-FM	LIC-N 285C2	Deer Park	TX 139.8	90.39	55.5	34.9

\*Lovelady coordinates on Channel 288A are the coordinates found in this Counterproposal (31 07 26 N, 95 29 54 W).

**CERTIFICATE OF SERVICE**

I, Sharon L. Hinderer, a legal assistant in the law offices of Putbresi Hunsaker & Trent, P.C., do hereby certify that a copy of the "Amendment to Counterproposal" has been sent via first class, U.S. mail, postage prepaid, this 15<sup>th</sup> day of October, 2012, to the following:

Katherine Pyeatt  
2215 Cedar Springs Road #1605  
Dallas, TX 75201

Sharon L. Hinderer  
Sharon L. Hinderer